

DISTRICT ATTORNEY KINGS COUNTY

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> [INSERT NAME] Assistant District Attorney

[INSERT DATE]

[INSERT D/C INFO]

Re: [INSERT CASE NAME]

Kings County Dkt./Ind. No. [#######]

In connection with the above-named case, the People voluntarily provide the following information regarding:

MOS NAME: HENRY VIDAL

MOS TAX:

in satisfaction (to the extent applicable) of their constitutional, statutory, and ethical obligations. Further, the People reserve the right to move <u>in limine</u> to preclude reference to this information, or otherwise to object to its use and/or introduction into evidence.

Disclosure # 1:

THE NYPD SUBSTANTIATED THE FOLLOWING ALLEGATIONS, DATED 5/2/2005, AGAINST MOS VIDAL: ALLEGATION:

 DOMESTIC VERBAL DISPUTES/NO ORDER CASE STATUS: CLOSED ON 08/09/2005

Disclosure # 2:

MOS ENTERED A PLEA OF GUILTY TO THE FOLLOWING DEPARTMENT CHARGES AND SPECIFICATIONS:

- MOS VIDAL, ASSIGNED TO THE 41ST PRECINCT, WHILE OFF DUTY IN THE CONFINES OF NEW YORK COUNTY, ON OR ABOUT 09/28/2012, ENGAGED IN CONDUCT PREJUDICIAL TO THE GOOD ORDER, EFFICIENCY OR DISCIPLINE OF THE DEPARTMENT IN THAT SAID MOS WRONGFULLY OPERATED A MOTOR VEHICLE WHILE UNDER THE INFLUENCE OF AN INTOXICANT.
- MOS VIDAL, ASSIGNED AS INDICATED IN SPEC.#1, WHILE OFF DUTY, ON THE DATE AND AT THE LOCATION
 INDICATED IN SPECIFICATION #1, ENGAGED IN CONDUCT PREJUDICIAL TO THE GOOD ORDER, EFFICIENCY OR
 DISCIPLINE OF THE DEPARTMENT IN THAT SAID MOS WRONGFULLY OPERATED A MOTOR VEHICLE HIS ABIILTY
 WAS IMPAIRED BY THE CONSUMPTION OF ALCOHOL.
- MOS VIDAL, ASSIGNED AS INDICATED IN SPECIFICATION NO.1., WHILE OFF DUTY, ON THE DATE AND AT THE LOCATION INDICATED IN SPECIFICATION NO.1., CONSUMED AN INTOXICANT TO THE EXTENT THAT SAID MOS WAS UNFIT FOR DUTY.
- 4. MOS VIDAL, ASSIGNED AS INDICATED IN SPECIFICATION NO.1., WHILE OFF DUTY, ON OR ABOUT 09/29/2012, IN THE CONFINES OF THE 45TH PRECINCT, ENGAGED IN CONDUCT PREJUDICIAL TO THE GOOD ORDER, EFFICIENCY OR DISCIPLINE OF THE DEPARTMENT, TO WIT: SAID MOS WRONGFULLY REFUSED TO SUBMIT TO A BREATHALYZER TEST.
- MOS VIDAL, ASSIGNED AS INDICATED IN SPECIFICATION NO.1. WHILE OFF DUTY, ON OR ABOUT 09/29/2012, IN THE CONFINES OF THE 45TH PRECINCT, WAS FOUND TO BE IN POSSESSION OF AN UNAUTHORIZED DUPLICATE SHIELD.

CASE STATUS: CLOSED ON 11/25/2013

PENALTY: FORFEITURE OF FOUR (4) VACATION DAYS, THIRTY-ONE (31) PRE-TRIAL SUSPENSION, TWELVE (12) MONTHS DISMISSAL PROBATION, COUNSELING AND BREATH TESTING.

Disclosure # 3:

THE NYPD SUBSTANTIATED THE FOLLOWING ALLEGATIONS, DATED 12/11/2015, AGAINST MOS VIDAL: ALLEGATION:

- 1. OFF DUTY INCIDENT (NOT DOMESTIC) TRAFFIC LEAVE SCENE OF ACCIDENT
- 2. OFF DUTY INCIDENT (NOT DOMESTIC) TRAFFIC OTHER VEHICLE AND TRAFFIC LAW CASE STATUS: CLOSED ON 03/21/2018

Disclosure # 4:

MOS ENTERED A PLEA OF GUILTY TO THE FOLLOWING DEPARTMENT CHARGES AND SPECIFICATIONS ARISING OUT OF AN INCIDENT ON OR ABOUT 02/11/2017:

- 1. MOS VIDAL, WHILE ON-DUTY AND ASSIGNED TO 23RD PRECINCT, AT A LOCATION KNOWN TO THE DEPARTMENT IN THE CONFINES OF THE 23RD PRECINCT, WRONGFULLY FAILED TO SAFEGUARD A PRISONER RESULTING IN THE ESCAPE OF SAID PRISONER.
- 2. MOS VIDAL, WHILE ON-DUTY AND ASSIGNED TO 23RD PRECINCT, DID WRONGFULLY ENGAGE IN CONDUCT PREJUDICIAL TO THE GOOD ORDER, EFFICIENCY, AND DISCIPLINE OF THE DEPARTMENT, TO WIT: HE PROVIDED FALSE STATEMENTS TO TWO SERGEANTS, WHEN SAID SERGEANTS WERE ATTEMPTING TO GATHER INFORMATION REGARDING THE CIRCUMSTANCES OF AN ESCAPED PRISONER.
- 3. MOS VIDAL, WHILE ON-DUTY AND ASSIGNED TO 23RD PRECINCT, DID WRONGFULLY ENGAGE IN CONDUCT PREJUDICIAL TO THE GOOD ORDER, EFFICIENCY AND DISCIPLINE OF THE DEPARTMENT, TO WIT: HE PROVIDED FALSE STATEMENTS REGARDING THE CIRCUMSTANCES LEADING TO THE ESCAPE OF A PRISONER RESULTING IN A SIGNIFICANT DELAY OF A LEVEL 1 MOBILIZATION.

CASE STATUS: CLOSED ON 11/29/2017

PENALTY: THIRTY (30) DAYS OF PRE-TRIAL SUSPENSION

Disclosure # 5 (PENDING): PENDING/UKNOWN DISPOSITION

THE FOLLOWING DEPARTMENT CHARGES AND SPECIFICATIONS, ARISING OUT OF AN INCIDENT ON OR ABOUT 10/30/2016, ARE PENDING AGAINST MOS VIDAL:

Disclosure # 6 (PENDING):
ON 03/06/20, MOS VIDAL WAS ARRAIGNED IN NEW YORK COUNTY, UNDER DOCKET CR-006038-20NY,

THE PEOPLE ARE UNAWARE OF ANY PENDING OR SUBSTANTIATED CCRB ALLEGATIONS AGAINST THIS OFFICER.